**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**ORDINARY ORIGINAL CIVIL JURISDICTION**

Notice of Motion No. 1544 of 2003
In
Customs Application No. 27 of 2003

Commissioner of Customs (Prev.), Mumbai .. Applicant
V/s.
Sadaiya Padayachi Shivakolundu .. Respondent

Mr. P.S. Jetley with Ms. S.V. Bharucha for the Applicant
None present for the Respondent

**CORAM : S. RADHAKRISHNAN &**
**J.H. BHATIA, JJ.**
**DATED : 29.06.2005.**

**P.C.:-**

1. Heard the learned counsel for the Applicant. None appears for the Respondent, though served.

2. By this Notice of Motion, the Applicant is seeking condonation of 17 days delay. For the reasons stated in the affidavit in support of the Notice of Motion, sufficient cause is made out for condonation of delay. There is no case of inaction, negligence or want of bonafide. Notice of Motion is made absolute in terms of prayer clause (a).

**(S. RADHAKRISHNAN, J.)**

**(J.H. BHATIA, J.)**